

**REMARKS**

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

**Status of Claims:**

No claims are currently being added.

Claims 1, 3, 18, 20-23, 27 and 29-31 are currently being amended.

Claims 8, 10-17, 36 and 39-41 are currently being canceled.

This amendment and reply amends and cancels claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claims remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending and canceling the claims as set forth above, claims 1, 3-7, 18, 20-27, 29-35 and 37-38 are now pending in this application.

**Note Re: Notice of Non-Compliant Appeal Brief:**

On October 19, 2007, an Appeal Brief was filed in this case. On November 5, 2007, a Notice of Non-Compliant Appeal Brief was issued by the PTO. Based on telephone calls between Examiner Casler and Applicant's Representative in November, 2007, it was decided that the better course of action would be to continue prosecution before the examiner instead of appealing this case, whereby a Request for Continued Examination (RCE) is being concurrently with this Amendment and Reply. The filing of the RCE and this Amendment and Reply are thus the responses to the Notice of Non-Compliant Appeal Brief.

**Claim Rejections – 35 U.S.C. Section 112, 1<sup>st</sup> Paragraph and 35 U.S.C. Section 101::**

In the Office Action, claims 8, 10-17, 21, 27, 29-36 and 39-41 were rejected under 35 U.S.C. Section 112, 1<sup>st</sup> paragraph, as failing to comply with the enablement requirement, and claims 8, 10-17, 21, 27, 29-36 and 39-41 were rejected under 35 U.S.C. Section 101 as failing to set forth a concrete, tangible result.

Based on telephone calls between Applicant's representative and Examiner Casler in November 2007, in which the claims directed to "time tolerances" were canceled or amended

to remove that feature, and in which "position tolerances" features were emphasized in the claims (whereby that feature was agreed by the Examiner to be enabled in the specification), along with a "renewing" feature (added mainly to overcome any possible prior art that has been previously cited in this application), these rejections are now believed to be moot with respect to the presently pending claims.

**Conclusion:**

Since all of the issues raised in the Office Action have been addressed in this Amendment and Reply, Applicant believes that the present application is now in condition for allowance, and an early indication of allowance is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check or credit card payment form being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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By Phillip J. Articola

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 945-6014  
Facsimile: (202) 672-5399

George C. Beck  
Registration No. 38,072  
Phillip J. Articola  
Registration No. 38,819